

## **IC 7.1-5**

### **ARTICLE 5. CRIMES AND INFRACTIONS**

## **IC 7.1-5-1**

### **Chapter 1. General Provisions; Public Intoxication**

## **IC 7.1-5-1-1**

### **Prohibition against commercial purposes**

Sec. 1. Prohibition Against Commercial Purposes. It is unlawful for a person to manufacture for sale, bottle, sell, barter, import, transport, deliver, furnish, or possess, alcohol or alcoholic beverages, malt, malt syrup, malt extract, liquid malt or wort, for commercial purposes except as authorized in this title.

*(Formerly: Acts 1973, P.L.55, SEC.1.)*

## **IC 7.1-5-1-2 Repealed**

*(Repealed by Acts 1973, P.L.58, SEC.2.)*

## **IC 7.1-5-1-3**

### **Public intoxication prohibited**

Sec. 3. It is a Class B misdemeanor for a person to be in a public place or a place of public resort in a state of intoxication caused by the person's use of alcohol or a controlled substance (as defined in IC 35-48-1-9).

*(Formerly: Acts 1973, P.L.55, SEC.1.) As amended by Acts 1978, P.L.2, SEC.702; P.L.213-2001, SEC.2.*

## **IC 7.1-5-1-4**

### **Repealed**

*(Repealed by Acts 1973, P.L.156, SEC.2.)*

## **IC 7.1-5-1-5**

### **Repealed**

*(Repealed by Acts 1973, P.L.156, SEC.2.)*

## **IC 7.1-5-1-6**

### **Intoxication upon common carrier prohibited**

Sec. 6. It is a Class B misdemeanor for a person to be, or to become, intoxicated as a result of the person's use of alcohol or a controlled substance (as defined in IC 35-48-1-9) in or upon a vehicle commonly used for the public transportation of passengers, or in or upon a common carrier, or in or about a depot, station, airport, ticket office, waiting room or platform.

*(Formerly: Acts 1973, P.L.55, SEC.1.) As amended by Acts 1978, P.L.2, SEC.703; P.L.213-2001, SEC.3.*

## **IC 7.1-5-1-7**

### **Notice of conviction sent to commission**

Sec. 7. Notice of Conviction Sent to Commission. A court, upon convicting a permittee for a violation of a provision of this title, shall

cause a certified copy of the judgment of conviction to be made and forwarded to the commission.

*(Formerly: Acts 1973, P.L.55, SEC.1.)*

#### **IC 7.1-5-1-8**

##### **General penalty provision**

Sec. 8. General Penalty Provision. A person who violates a provision of this title for which no other penalty is provided commits a Class B misdemeanor.

*(Formerly: Acts 1973, P.L.55, SEC.1.) As amended by Acts 1978, P.L.2, SEC.704.*

#### **IC 7.1-5-1-9**

##### **Felony penalty**

Sec. 9. Felony Penalty. A person who knowingly violates IC 7.1-5-4-3, 7.1-5-4-6, or 7.1-5-6-4, commits a Class D felony.

*(Formerly: Acts 1973, P.L.55, SEC.1.) As amended by Acts 1978, P.L.2, SEC.705.*

#### **IC 7.1-5-1-9.5**

##### **Penalties for illegal shipments of alcoholic beverages**

Sec. 9.5. (a) An in state or an out of state vintner, distiller, brewer, rectifier, or importer that holds a basic permit from the federal Bureau of Alcohol, Tobacco, and Firearms who knowingly violates IC 7.1-5-11-1.5 commits a Class A misdemeanor.

(b) A person who is not described in subsection (a) who knowingly violates IC 7.1-5-11-1.5 commits a Class D felony.

(c) If the chairman of the alcohol and tobacco commission or the attorney general determines that a vintner, distiller, brewer, rectifier, or importer that holds a basic permit from the federal Bureau of Alcohol, Tobacco, and Firearms has made an illegal shipment of an alcoholic beverage to consumers in Indiana, the chairman shall notify the federal Bureau of Alcohol, Tobacco, and Firearms in writing and by certified mail of the official determination that state law has been violated and request the federal bureau to take appropriate action.

*As added by P.L.121-1998, SEC.1. Amended by P.L.204-2001, SEC.49.*

#### **IC 7.1-5-1-10**

##### **Repealed**

*(Repealed by Acts 1978, P.L.2, SEC.727.)*

#### **IC 7.1-5-1-11**

##### **Repealed**

*(Repealed by Acts 1978, P.L.2, SEC.727.)*

#### **IC 7.1-5-1-12**

##### **Violation of commission's order**

Sec. 12. Violation of Commission's Order. A person who recklessly imports, transports, receives, purchases, sells, distributes,

delivers, or possesses an alcoholic beverage in violation of an order of the commission entered pursuant to IC 7.1-2-7, commits a Class B misdemeanor.

*(Formerly: Acts 1973, P.L.55, SEC.1.) As amended by Acts 1978, P.L.2, SEC.706.*